

JAN 22 2002

COPY OF PAPERS  
ORIGINALLY FILED

ATTORNEY'S DOCKET NO. 1095-1068.1

PATENT

**DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION**

As a hereinafter named inventor, I declare that the information given herein is true, that I believe that I am the original, first and sole inventor if only one name is listed at 201 below, or a joint inventor if plural inventors are named below at 201 — 203, of the invention entitled:

**Rail Welderhead Shear Apparatus**

which is described and claimed in:

— the attached specification; or

x the specification in Application Serial No. 09/933,527, filed August 20, 2001;

that I or we have reviewed and understand the contents of the above identified specification, including the claims, that I or we do not know and do not believe that the same was ever known or used in the United States of America before my or our invention thereof or patented or described in any printed publication in any country before my or our invention thereof, or more than one year prior to this application, or in public use or on sale in the United States of America more than one year prior to this application, that the invention has not been patented or made the subject of any inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or us or my or our legal representatives or assigns more than twelve months prior to this application, that I or we acknowledge my or our duty pursuant to 37 CFR 1.56(a) to disclose information of which I or we are aware which is material to the examination of this application, and that no application for patent or inventor's certificate on this invention has been filed by me or us or my or our legal representatives or assigns in any country foreign to the United States of America except as identified hereinafter:

09/933,527 "01/2002"

**FOREIGN APPLICATION(S), IF ANY, FILED WITHIN TWELVE (12) MONTHS  
PRIOR TO THE FILING DATE OF THIS APPLICATION**

Country	Application No.	Date Filed	Priority Claimed Under 35 USC 119	
			Yes	No
None				

**ALL FOREIGN APPLICATIONS, IF ANY, FILED  
MORE THAN TWELVE (12) MONTHS PRIOR TO THE FILING DATE  
OF THIS APPLICATION**

Country	Application No.	Date Filed	Priority Claimed Under 35 USC 119	
			Yes	No
None				

**201**

Full name of sole or first inventor: Robert V. Norby

Country of Residence: U.S.A.

Country of Citizenship: U.S.A.

Post Office and Residence Address: 1136 Fran Lin Parkway  
Munster, Indiana 46321

**202**

Full name of joint inventor: René A. Hunziker

Country of Residence: U.S.A.

Country of Citizenship: Switzerland

Post Office and Residence Address: 3033 Alexander Crescent  
Flossmoor, Illinois 60422

**203**

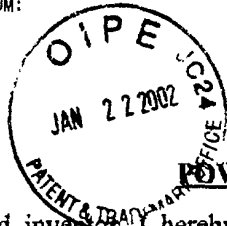
Full name of joint inventor:

Country of Residence:

Country of Citizenship:

Post Office and Residence Address:

202210 "A" 03/06 685



COPY OF PAPERS  
ORIGINALLY FILED

### POWER OF ATTORNEY

As named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the U.S. Patent and Trademark Office connected therewith.

David C. Brezina, Registration No. 34,128;  
Thomas E. Smith, Registration No. 18,243;  
Dennis M. McWilliams, Registration No. 25,195;  
James R. Sweeney, Registration No. 18,721;  
William M. Lee, Jr., Registration No. 26,935;  
Glenn W. Ohlson, Registration No. 28,455;  
Jeffrey R. Gray, Registration No. 33,391;  
Gerald S. Geren, Registration No. 24,528;  
Timothy J. Engling, Registration No. 39,970;  
Robert F. I. Conte, Registration No. 20,354;  
Howard B. Rockman, Registration No. 22,190;  
Peter J. Shakula, Registration No. 40,808;  
John W. Hayes, Registration No. 33,900;  
Mark A. Hagedorn, Registration No. 44,731;

all members of the Bar of the State of Illinois as my attorneys, either individually or collectively, with full power of substitution and revocation, to transact all business in the United States Patent and Trademark Office in connection therewith.

#### SEND CORRESPONDENCE TO:

David C. Brezina, Reg. No. 34,128  
Lee, Mann, Smith, McWilliams,  
Sweeney & Ohlson  
P. O. Box 2786  
Chicago, Illinois 60690-2786  
312-368-0034 Facsimile

#### DIRECT TELEPHONE CALLS TO:

David C. Brezina  
312-368-6640 Direct Line  
312-368-1300 Telephone

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

*Robert V. Mann*

Signature of  
Inventor 201

11-21-01

Date

*René A. Humphrey*

Signature of  
Inventor 202

12-21-01

Date

Signature of  
Inventor 203

Date

2023-01-25 15:50